

BEST AVAILABLE COPY



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/135,183	08/17/98	BAMDAD	A-65909-1/RF

0262/0901

NOT ASSIGNED

RICHARD F TRECARTIN
FLEHR HOHBACH TEST ALBRITTON AND HERBERT
SUITE 3400
FOUR EMBARCADERO CENTER
SAN FRANCISCO CA 94111-4187

1643

DATE MAILED:

09/01/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☒ non-small entity is \$ 720.00.

☐ 1. The statutory basic filing fee is:

☒ missing.

☐ insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unexecuted.

☐ does not cover the newly submitted items.

☐ does not identify the application to which it applies.

☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.
See attached "Notice to Comply with Sequence Rules 37 CFR 1.823-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts"

A copy of this notice MUST be returned with the reply.



PATENT

Attorney Docket No. A-65909-1/RFT/RMS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BAMDAD, CYNTHIA

Serial No.: 09/135,183

Filed: August 17, 1998

For: ELECTRONIC DETECTION OF
NUCLEIC ACIDS USING MONOLAYERS)

) Examiner: NOT ASSIGNED

) Group Art Unit: 1643

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, BOX MISSING PARTS, Washington, DC 20231 on November 2, 1998.

Signed: _____

Jere Valles

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - *Filing Date Granted***

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Application Filing Date Granted mailed September 1, 1998, enclosed are the following documents:

- 1) Copy of Notice to File Missing Parts of Application Filing Date Granted - Form PTO 1533;
- 2) Declaration for Patent Application;
- 3) Power of Attorney by Assignee (Not Accompanying Application);

Serial No.: 09/135,183
Filing Date: August 17, 1998
Group Art Unit: 1643

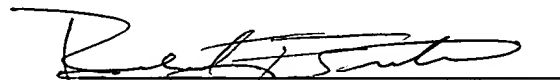
- 4) Verified Statement (Declaration) Claiming Small Entity Status -
Small Business Concern;
- 4) Check for \$460.00 to cover the filing fee (\$395.00) and surcharge
(\$65.00) for filing the Declaration on a date later than the filing
date ; and
- 5) Return postcard.

The Assistant Commissioner is hereby authorized to charge any additional fees,
including extension fees, or debit any overpayment to Deposit Account No. 06-1300 (File A-
65909-1/RFT/RMS).

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Dated: Nov 2, 1998



Richard F. Trecartin
Reg. No. 31,801 For
Robin M. Silva
Reg. No. 38,304

Suite 3400
Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

601328